

**IN THE HIGH COURT OF JUDICATURE AT BOMBAY
APPELLATE SIDE CIVIL JURISDICTION**

WRIT PETITION NO.3206 OF 2006

Shri. Swami Samarth Apang Seva Mandal
Solapur and anr. ..Petitioners.

Vs.

Ashok S. Ghodegaon and anr. ..Respondents.

Mr.T.D.Deshmukh for the Petitioners.
Mr.R.S.Alange for the Respondent No.1.
Mrs.M.P.Thakur, AGP. for the Respondent No.3.

**CORAM: S.B. MHASE &
R.S. MOHITE, JJ.
DATE : 20th April, 2007**

P.C.

1. Heard.

2. The order passed by the Social Welfare Officer dated 9.8.2005 is under challenge and the only ground raised is that the said officer has decided the matter without condoning the delay. The fact that earlier the matter was preferred before the School Tribunal and since the School Tribunal was not competent, it was withdrawn and filed before the Social Welfare Officer as per the procedure. Therefore, the delay was caused in prosecuting the remedy before the wrong forum. It appears that the concerned officer was right in deciding the matter by going into the technical aspect. We therefore, refrain to entertain the petition. Petition is rejected.

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(R.S. MOHITE, J.)

(S.B. MHASE, J.)